

THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. <>

A BY-LAW TO EXPROPRIATE LANDS REQUIRED  
FOR MUNICIPAL PURPOSES (REGIONAL ROAD 45  
(CREEK ROAD), TOWNSHIP OF WAINFLEET)

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WHEREAS The Regional Municipality of Niagara (“Niagara Region”) requires the lands described as:

Those fee simple lands legally described as:

Part of Lot 54, Concession 7, (Geographic Township of Wainfleet), in the Township of Wainfleet, Regional Municipality of Niagara, designated as Part 2 on the draft reference plan attached hereto as Schedule “A”, being part of the lands described in PIN 64000-0081.

for the purposes of the reconstruction of Oswego Creek Bridge on regional Road 45 (Creek Road) and reconstruction of Regional Road 45 (Creek Road), in the Township of Wainfleet, between Regional Road 27 (River Road) and Regional Road 63 (Canborough Road) and works ancillary thereto;

WHEREAS Section 6 of the *Municipal Act, 2001*, S.O. 2001, c. 25 confers on Niagara Region the power to expropriate land;

WHEREAS the Council of Niagara Region has authorized an application for approval to expropriate land.

NOW THEREFORE the Council of The Regional Municipality of Niagara enacts as follows:

1. That approval is hereby granted for the expropriation by The Regional Municipality of Niagara of the lands described herein, for municipal purposes in connection with the reconstruction of Oswego Creek Bridge and Regional Road 45 in the Township of Wainfleet, Regional Municipality of Niagara;
2. That the Regional Clerk is hereby authorized to execute the Certificates of Approval and the Expropriation Certificates set out on the draft Expropriation Plan;

3. That the Regional Clerk is hereby authorized to cause the Expropriation Plans to be registered in the Land Registry Office for the Land Titles Division of Niagara South (No. 59) and thereby effect the expropriation of the said lands;
4. That The Regional Municipality of Niagara is hereby authorized to enter and take possession of the expropriated lands on the day permitted under the *Expropriations Act*, R.S.O. 1990, c E.26 (the "Act) or pursuant to any Court Order thereunder, or pursuant to any agreement entered into between the relevant owners and Niagara Region.
5. That staff are hereby authorized to deliver Notices of Possession, Notices of Expropriation, Notices of Election, Section 25 Offers and Appraisal Reports in accordance with Section 25 of the Act, and to do all other things and give all other notices required by the Act.
6. That this By-law shall come into force and effect on the day upon which it is passed.

THE REGIONAL MUNICIPALITY OF NIAGARA

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James Bradley, Regional Chair

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Ann-Marie Norio, Regional Clerk

Passed: < >

Schedule "A"

